IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 5266 of 1982

For Approval and Signature:

HON'BLE MR.JUSTICE R.K.ABICHANDANI
and
HON'BLE MR.JUSTICE D.H.WAGHELA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : YES

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

THE OFFICIAL LIQUIDATOR GUJARAT STEEL TUBES LTD.

Versus

UNION OF INDIA

Appearance:

1. Special Civil Application No. 5266 of 1982
MR MIHIR H JOSHI for Petitioner No. 1
MR DHAVAL G NANAVATI for Respondent No. 1-3

CORAM : HON'BLE MR.JUSTICE R.K.ABICHANDANI
and
HON'BLE MR.JUSTICE D.H.WAGHELA

Date of decision: 19/02/2004

ORAL JUDGEMENT

(Per : HON'BLE MR.JUSTICE R.K.ABICHANDANI)

Since the constitutional validity of the provision of Section-15 of the Customs Act, 1962, has been upheld by the Supreme Court in Bharat Surfactants (P) Ltd., Vs. Union of India, reported in (1989) 4 SCC, 21 and the notification dated 8th December, 1982, bearing no. 265/82-Customs, a copy of which is at Annexure:C to the petition and the notification no. 272/82-Customs, a copy of which is at Annexure:D to the petition, have been published in the Gazette of India, Extraordinary Part II-Section-3-subsection (i), dated 8th December, 1982, as verified from the Gazette in the Court, the learned counsel for the petitioner states that the petition is not pressed. Rule is, therefore, discharged with no order as to costs.

[R.K. ABICHANDANI, J.]

[D.H. WAGHELA, J.]

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